

SB 5412 - H COMM AMD

By Committee on Agriculture & Natural Resources

NOT CONSIDERED 04/26/2009

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 88.02.050 and 2007 c 342 s 5 are each amended to read  
4 as follows:

5 (1) Application for a vessel registration shall be made to the  
6 department or its authorized agent in the manner and upon forms  
7 prescribed by the department. The application shall state the name and  
8 address of each owner of the vessel and such other information as may  
9 be required by the department, shall be signed by at least one owner,  
10 and shall be accompanied by a vessel registration fee of ten dollars  
11 and fifty cents per year and the excise tax imposed under chapter 82.49  
12 RCW.

13 (2) Five additional dollars must be collected annually from every  
14 vessel registration application. These moneys must be distributed in  
15 the following manner:

16 (a) Two dollars must be deposited into the derelict vessel removal  
17 account established in RCW 79.100.100. If the department of natural  
18 resources indicates that the balance of the derelict vessel removal  
19 account, not including any transfer or appropriation of funds into the  
20 account or funds deposited into the account collected under RCW  
21 88.02.270, reaches one million dollars as of March 1st of any year, the  
22 collection of the two-dollar fee must be suspended for the following  
23 fiscal year.

24 (b) One dollar and fifty cents must be deposited in the aquatic  
25 invasive species prevention account created in RCW 77.12.879.

26 (c) (~~One dollar~~) Seventy-five cents must be deposited into the  
27 freshwater aquatic algae control account created in RCW 43.21A.667.

28 (d) Fifty cents must be deposited into the aquatic invasive species  
29 enforcement account created in RCW 43.43.400.

1       (e) Twenty-five cents must be deposited in the saltwater algae  
2 control account created in section 2 of this act.

3       (3) Any fees required for licensing agents under RCW 46.01.140  
4 shall be in addition to the ten dollar and fifty cent annual  
5 registration fee and the five-dollar fee created in subsection (2) of  
6 this section.

7       (4) Upon receipt of the application and the registration fee, the  
8 department shall assign a registration number and issue a decal for  
9 each vessel. The registration number and decal shall be issued and  
10 affixed to the vessel in a manner prescribed by the department  
11 consistent with the standard numbering system for vessels set forth in  
12 volume 33, part 174, of the code of federal regulations. A valid decal  
13 affixed as prescribed shall indicate compliance with the annual  
14 registration requirements of this chapter.

15       (5) The vessel registrations and decals are valid for a period of  
16 one year, except that the director of licensing may extend or diminish  
17 vessel registration periods, and the decals (~~((therefor))~~), for the  
18 purpose of staggered renewal periods. For registration periods of more  
19 or less than one year, the department may collect prorated annual  
20 registration fees and excise taxes based upon the number of months in  
21 the registration period. Vessel registrations are renewable every year  
22 in a manner prescribed by the department upon payment of the vessel  
23 registration fee, excise tax, and the derelict vessel fee. Upon  
24 renewing a vessel registration, the department shall issue a new decal  
25 to be affixed as prescribed by the department.

26       (6) When the department issues either a notice to renew a vessel  
27 registration or a decal for a new or renewed vessel registration, it  
28 shall also provide information on the location of marine oil recycling  
29 tanks and sewage holding tank pumping stations. This information will  
30 be provided to the department by the state parks and recreation  
31 commission in a form ready for distribution. The form will be  
32 developed and prepared by the state parks and recreation commission  
33 with the cooperation of the department of ecology. The department, the  
34 state parks and recreation commission, and the department of ecology  
35 shall enter into a memorandum of agreement to implement this process.

36       (7) A person acquiring a vessel from a dealer or a vessel already  
37 validly registered under this chapter shall, within fifteen days of the

1 acquisition or purchase of the vessel, apply to the department or its  
2 authorized agent for transfer of the vessel registration, and the  
3 application shall be accompanied by a transfer fee of one dollar.

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.21A RCW  
5 to read as follows:

6 (1) The saltwater algae control account is created in the state  
7 treasury. All receipts designated for deposit to the account in RCW  
8 88.02.050 must be deposited in the account. Moneys in the account may  
9 be spent only after appropriation. Expenditures from the account may  
10 only be used as provided in this section.

11 (2) Funds in the saltwater algae control account may be  
12 appropriated to the department to develop a saltwater aquatic algae  
13 control grant program. Funds must be expended as grants to cities,  
14 counties, tribes, special purpose districts, and state agencies for  
15 capital and operational expenses used to manage and study excessive  
16 saltwater algae with an emphasis on the periodic accumulation of sea  
17 lettuce on Puget Sound beaches.

18 (3)(a) Grant awards may be made both for proactive investments in  
19 saltwater algae research and control and for rapid response to emerging  
20 incidents and immediate restoration following algal incidents. Grants  
21 may either be awarded prospectively when intended for proactive  
22 investments or as reimbursement for rapid response or immediate  
23 restoration.

24 (b) The department shall allow potential grantees to contact the  
25 department prior to investing in rapid response or immediate  
26 restoration actions to ensure that the saltwater algae control account  
27 has adequate funds to reimburse the rapid response and immediate  
28 restoration actions. To facilitate both timely reimbursement and the  
29 department's ability to provide assurances that reimbursement funding  
30 can be provided, the department shall develop a process that allows  
31 potential grantees to be screened and evaluated prior to a saltwater  
32 algae incident.

33 (4) When appropriate, grant awards must be prioritized to benefit:

34 (a) Areas of marine waters with documented significant sea lettuce  
35 growth;

36 (b) Potential grantees capable and willing to provide matching  
37 funds either directly or through a third party; and

1 (c) Potential grantees that are Puget Sound partners as that term  
2 is defined in RCW 90.71.010. However, the department shall give  
3 preference only to Puget Sound partners in comparison to other entities  
4 that are eligible to be included in the definition of Puget Sound  
5 partner. Entities that are not eligible to be a Puget Sound partner  
6 due to geographic location, composition, exclusion from the scope of  
7 the Puget Sound action agenda developed by the Puget Sound partnership  
8 under RCW 90.71.310, or for any other reason may not be given less  
9 preferential treatment than Puget Sound partners.

10 NEW SECTION. **Sec. 3.** Sections 1 and 2 of this act expire June 30,  
11 2013."

12 Correct the title.

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